

MINUTES

MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON EDUCATION AND CULTURAL RESOURCES

Call to Order: Chair Ryan Zinke, on February 7, 2011 at 3:00 PM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Ryan Zinke, Chair (R)
Sen. Rick Ripley, Vice Chair (R)
Sen. Gary Branae (D)
Sen. Taylor Brown (R)
Sen. Jeff Essmann (R)
Sen. Tom Facey (D)
Sen. Bob Hawks (D)
Sen. Bob Lake (R)
Sen. Frederick "Eric" Moore (R)

Members Excused: Sen. Sharon Stewart-Peregoy (D)

Members Absent: None

Staff Present: Casey Barrs, Legislative Branch
Gilda Clancy, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Subcommittee: SB 141
Executive Action: SB 177 (partial)

Hearing & Date Posted: SB 244, 2/2/2011

SUBCOMMITTEE ON SB 141

Committee of four members convened to discuss SB 141. Members present were Sen. Frederick "Eric" Moore (Chairman), Sen. Branae, Sen. Brown, and Sen. Stewart-Peregoy.

00:00:03 _____ Chairman Moore

00:01:13 _____ Sen. Gillan, SD 24, Sponsor of SB 141

EXHIBIT(eds30a01)

00:02:16 Casey Barrs, Legislative Services Division (LSD)

00:04:39 Chairman Moore

00:04:52 Sen. Brown

00:05:07 Lance Melton, Montana School Boards Association (MTSBA)

00:05:46 Chairman Moore

00:06:35 Sen. Gillan

00:07:05 Lance Melton

00:07:32 Chairman Moore

00:07:48 Subcommittee unanimously agreed to recommend to the whole committee that **SB 141 BE AMENDED.**

0:08:01 Chairman Moore

00:08:37 Meeting adjourned

COMMITTEE DISCUSSION:

00:19:05 Chairman Zinke

EXECUTIVE ACTION ON SB 177

00:23:04 **Motion:** Sen. Lake moved that **SB 177 DO PASS.**

00:23:19 **Motion:** Sen. Essmann moved that **SB 177 BE AMENDED.**

EXHIBIT(eds30a02)

Discussion:

00:26:01 Sen. Ripley

00:26:40 Casey Barrs, Legislative Services Division (LSD)

00:27:00 Sen. Ripley

00:27:20 Sen. Essmann

00:28:32 Sen. Ripley

00:28:39 Chairman Zinke

00:28:58 Sen. Hawks

00:29:37 Chairman Zinke

00:30:07 Sen. Ripley

00:30:38 Chairman Zinke

00:30:49 Sen. Lake

00:32:01 Joyce Silverthorne, Office of Public Instruction (OPI)

00:32:38 **Vote:** Motion carried unanimously by roll call vote with Sen. Stewart-Peregoy voting by proxy.

00:32:49 **Motion:** Sen. Essmann moved that **SB 177 DO PASS AS AMENDED.**

00:33:58 **Motion:** Sen. Essmann moved that **SB 177 BE AMENDED.**
EXHIBIT(eds30a03)

Discussion:

00:35:01 Sen. Ripley
00:35:32 Sen. Essmann
00:36:11 Sen. Facey
00:36:49 Sen. Hawks
00:38:06 Sen. Essmann
00:38:47 Sen. Facey
00:39:27 Sen. Ripley

00:40:16 **Vote:** Motion carried unanimously by roll call vote with Sen. Stewart-Peregoy voting by proxy.

00:40:58 Sen. Facey

00:41:04 **Motion:** Sen. Essmann moved that **SB 177 DO PASS AS AMENDED.**

00:41:35 **Motion:** Sen. Essmann moved that **SB 177 BE AMENDED.**
EXHIBIT(eds30a04)

Discussion:

00:42:40 Sen. Ripley
00:43:03 Sen. Essmann withdrew the motion.

00:43:18 **Motion/Vote:** Sen. Essmann moved that **SB 177 BE AMENDED.** Motion carried 9-1 by roll call with Sen. Ripley voting nay and Sen. Stewart-Peregoy voting by proxy.

EXHIBIT(eds30a05)

00:44:05 **Motion:** Sen. Essmann moved that **SB 177 DO PASS AS AMENDED.**

00:45:14 **Motion:** Sen. Essmann moved that **SB 177 BE AMENDED.**
EXHIBIT(eds30a06)

Discussion:

00:47:07 Sen. Lake
00:47:15 Sen. Essmann

00:47:53 Chairman Zinke
00:48:46 Sen. Facey
00:49:10 Chairman Zinke
00:50:12 Sen. Lake
00:51:26 Sen. Essmann
00:51:51 Sen. Ripley
00:52:47 Sen. Essmann
00:53:07 Sen. Hawks
00:53:34 Sen. Facey
00:54:46 Tim Bronk, Superintendent Darby School District
00:56:37 Chairman Zinke
00:57:20 Sen. Ed Walker, SD 29, Sponsor of SB 177
00:58:37 Sen. Facey
00:58:50 Sen. Essmann

00:59:13 **Vote:** Motion carried 6-4 by roll call vote with Sen. Branae, Sen. Hawks, Sen. Ripley and Sen. Stewart-Peregoy voting nay. Sen. Stewart-Peregoy voted by proxy.

00:59:50 **Motion:** Sen. Essmann moved that **SB 177 DO PASS AS AMENDED.**

01:00:00 **Motion:** Sen. Essmann moved that **SB 177 BE AMENDED.**
EXHIBIT(eds30a07)

Discussion:

01:00:39 Chairman Zinke
01:00:50 Sen. Stewart-Peregoy entered the meeting.
01:01:35 Sen. Brown
01:01:50 Sen. Hawks

01:02:20 **Vote:** Motion failed unanimously by roll call vote.

01:03:07 **Motion:** Sen. Facey moved that **SB 177 BE AMENDED.**
EXHIBIT(eds30a08)

Discussion:

01:05:50 Sen. Lake
01:06:36 Sen. Facey
01:07:05 Casey Barrs, LSD
01:07:37 Sen. Lake
01:08:42 Sen. Ripley
01:09:15 Sen. Facey
01:10:15 Sen. Ripley
01:10:38 Sen. Lake
01:10:49 Casey Barrs
01:11:38 Chairman Zinke

01:11:51 Sen. Facey withdrew the motion.

01:12:28 Chairman Zinke

01:12:59 **Motion:** Chairman Zinke moved that **SB 177 BE AMENDED.**
EXHIBIT(eds30a09)

Discussion:

01:13:15 Casey Barrs, LSD
01:13:48 Sen. Lake
01:14:34 Chairman Zinke
01:15:10 Sen. Walker
01:16:21 Sen. Lake
01:17:40 Sen. Walker
01:19:01 Sen. Lake
01:19:53 Sen. Walker
01:20:38 Sen. Ripley
01:21:12 Chairman Zinke
01:21:16 Sen. Ripley
01:21:22 Casey Barrs
01:21:52 Sen. Ripley
01:21:57 Casey Barrs
01:22:25 Sen. Hawks
01:22:58 Sen. Walker
01:23:45 Chairman Zinke
01:24:12 Sen. Ripley
01:24:32 Casey Barrs
01:24:52 Sen. Ripley
01:25:09 Casey Barrs
01:26:01 Sen. Hawks

01:26:15 **Vote:** Motion passed unanimously by roll call vote.

01:26:54 Casey Barrs
01:27:55 Chairman Zinke
01:28:24 Sen. Hawks
01:29:07 Chairman Zinke
01:29:12 Sen. Moore
01:29:35 Chairman Zinke
01:29:53 Sen. Lake
01:29:59 Chairman Zinke
01:30:05 Sen. Essmann
01:30:43 Chairman Zinke (suggested **SB 177** be placed back in committee member folders for further action at a later date)

HEARING ON SB 244

Opening Statement by Sponsor:

01:44:34 Sen. Bob Lake (R), SD 44, opened the hearing on SB 244, Allow school districts to charge certain preschool fees.

Proponents' Testimony:

01:46:34 Tim Bronk, Superintendent of Darby Schools

EXHIBIT(eds30a10)

01:51:03 Chelsea Segrest, representing self

01:53:17 Darrell Rud, School Administrators of Montana (SAM)

01:53:50 Dave Puyear, Montana Rural Education Administrators (MREA)

01:55:23 Eddie Black, Montana School Boards Association (MTSBA)

Opponents' Testimony:

01:56:01 Joyce Silverthorne, Office of Public Instruction (OPI)

Informational Testimony: None

Questions from Committee Members and Responses:

01:57:36 Sen. Hawks

01:58:01 Sen. Lake

01:59:09 Sen. Hawks

02:00:00 Joyce Silverthorne, OPI

02:00:45 Sen. Stewart-Peregoy

02:00:59 Tim Bronk, Darby Schools

02:04:53 Sen. Stewart-Peregoy

02:05:22 Tim Bronk

02:05:28 Sen. Facey

02:06:16 Tim Bronk

02:08:29 Sen. Facey

02:08:34 Tim Bronk

02:08:59 Sen. Facey

02:09:12 Tim Bronk

02:09:34 Chelsea Segrest

02:09:57 Sen. Facey

02:10:22 Sen. Hawks

02:11:48 Sen. Lake

02:12:23 Sen. Hawks

02:13:01 Sen. Lake

02:14:20 Sen. Hawks

Closing by Sponsor:

02:14:34 Sen. Lake

ADJOURNMENT

Adjournment: 5:17 P.M.

Gilda Clancy, Secretary

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Additional Documents:

EXHIBIT([eds30aad.pdf](#))